

Chrysler East Building  
666 Third Avenue, 20<sup>th</sup> floor  
New York, NY 10017  
Main (212) 451-2900  
Fax (212) 451-2999  
mbernstein@rc.com  
Direct (212) 451-2940

Also admitted in Connecticut,  
Pennsylvania and New Jersey

September 19, 2019

*Via ECF*

Hon. Katherine Polk Failla, U.S.D.J.  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2103  
New York, New York 10007

**MEMO ENDORSED**

Re: *Moskovics v. Metropolitan Life Insurance Company*  
Civil Action No. 1:18-cv-09684-KPF

Dear Judge Failla:

This office represents defendant Metropolitan Life Insurance Company (“MetLife”) in the above-referenced matter. With the consent of counsel for the Plaintiff, we write to respectfully request that the deadline for completion of discovery in this case be adjourned from October 21, 2019 to December 16, 2019, and that the initial pretrial conference be adjourned from October 29, 2019 to a date after December 16, 2019.

This adjournment is requested because the undersigned counsel for MetLife has recently had an angioplasty, with a stent being placed due to a critically obstructed coronary artery, and has had to take time off from work for recovery.

This is MetLife’s second request for adjournment of the deadline for completion of discovery and third request for adjournment of the initial pretrial conference (*see* Docs. No. 33, 34). There are no other scheduled dates that are affected by the requested adjournment.

Respectfully submitted,

/s/Michael H. Bernstein  
Michael H. Bernstein  
ROBINSON & COLE LLP  
666 Third Avenue, 20<sup>th</sup> Floor  
New York, NY 10017  
*Attorneys for Defendant*

cc: Samuel Karpel (counsel for Plaintiff, via ECF)

Application GRANTED, with the Court's best wishes for counsel's speedy recovery. Discovery shall be completed on or before December 16, 2019. The pre-trial conference currently scheduled for October 29, 2019, is hereby ADJOURNED to January 13, 2020, at 3:30 p.m in Courtroom 618 of the Thurgood Marshall Courthouse, 40 Foley Square, New York, New York.

Dated: September 19, 2019  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE